

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

IN RE:	§	CASE NO. 10-60149
	§	
LACK'S STORES, INCORPORATED,	§	CHAPTER 11 CASE
<i>et al.</i> ,	§	
	§	
DEBTORS.	§	Jointly Administered
	§	

LIMITED OBJECTION OF WELLS FARGO BANK, N.A. TO DEBTORS' EMERGENCY
MOTION FOR INTERIM AND FINAL ORDERS APPROVING (I) MAINTENANCE OF
CERTAIN PREPETITION BANK ACCOUNTS AND CASH MANAGEMENT SYSTEM AND
(II) CONTINUED USE OF EXISTING CHECKS AND BUSINESS FORMS

TO THE HONORABLE JEFF BOHM, UNITED STATES BANKRUPTCY JUDGE:

Lack's Stores, Incorporated and its affiliated debtors, (collectively, the "Debtors") have filed their Debtors' Emergency Motion for Interim and Final Orders Approving (I) Maintenance of Certain Prepetition Bank Accounts and Cash Management System and (II) Continued Use of Existing Checks and Business Forms ("Motion") [Dkt. No. 8]. The Motion was filed November 16, 2010 and has been granted on an interim basis in Orders entered on November 17, 2010 [Dkt. No. 26], December 1, 2010 [Dkt. No. 104] and December 16, 2010 [Dkt. No. 176]. A final hearing on the Motion is set for January 5, 2011 at 2:30 p.m.

1. The Debtors' primary accounts are with Wells Fargo Bank, N.A. ("Wells Fargo"). A description of the operating accounts, payroll account, depository accounts, credit card accounts and other accounts is contained in the Motion.

2. Wells Fargo has advised the Debtors that their accounts with Wells Fargo should be transferred to another banking institution as soon as possible. Wells Fargo will continue to maintain, service and administer the accounts until the transfer has been completed so long as the transfer is not unreasonably delayed.

Requested Relief

Wells Fargo prays that the relief requested by the Debtors in the Motion be conditioned upon the Debtors transferring the accounts described in the Motion to another banking institution as soon as practicable.

Wells Fargo prays that the relief requested in this Motion be without prejudice to Wells Fargo seeking additional relief from its prepetition contracts with the Debtors.

Wells Fargo prays for general relief.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing has been forwarded to the parties appearing on the attached Service List via First Class, United States Mail, postage prepaid or, upon those parties who have so-subscribed, via the Court's CM-ECF Filing System, on this the 27th day of December, 2010.

Robert L. Barrows

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

IN RE:	§	
	§	
LACK'S STORES, INCORPORATED,	§	CASE NO. 10-60149
ET AL.,¹	§	
	§	(Chapter 11)
DEBTORS.	§	(Jointly Administered)

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as of December 6, 2010

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¹ The Debtors and the last four digits of their tax identification numbers are Lack's Stores, Incorporated (6528), Merchandise Acceptance Corporation (0972), Lack's Furniture Centers, Inc. (9468), and Lack Properties, Inc. (8961).

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